

REGULAR MEETING of the Town Council held on Wednesday, June 14, 2006 at 7:10 P.M. in the Town Council Chambers, Town Building, 105 Harrisville Main St., Harrisville, for and within the Town of Burrillville.

MEMBERS PRESENT: Council President Wallace F. Lees; Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

MEMBERS ABSENT: None

1. At the request of Council President Wallace F. Lees, Brendan Mitchell and Anthony J. Greeno led those present in pledging allegiance to the flag.

2. VOTED to accept the minutes of the regular meeting held May 24, 2006, and the public hearing held May 18, 2006; and dispense with the reading of said minutes.

Motion by Councilor William A Andrews. Seconded by Councilor Ronald E. Faford. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

3. Public Comment: None

4. General Good and Welfare of the Town of Burrillville.

Councilor Jacqueline Zahn discussed the High School Graduation.

Councilor William A. Andrews discussed the High School Awards Ceremony.

Michael C. Wood, Town Manager, discussed the problems at the culvert at Centennial Street and the schedule for repairs, noting that the road would be partially closed for several months.

5. Petitions to be considered and acted upon: None

6. Special Business:

06-165 VOTED to congratulate Brendan Mitchell and Anthony J. Greeno upon completion of boot camp and promotion in The Young Marines.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor William A. Andrews. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

7. Unfinished Business:

06-052 VOTED to receive and open the correspondence from Louise R. Phaneuf, Town Clerk, regarding review, consideration and action on various legislative items.

Motion by Councilor Jacqueline Zahn . Seconded by Councilor William A. Andrews. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

Discussion: The Town Council discussed Senate Bill 2006 ĳV S2155, Sub A, relative to Eminent Domain and House Bill 2006 ĳV 6739 Sub A, An Act Relating to Public Property and Works ĳV Acquisition of Land.

VOTED to oppose this year, until better wording could be developed and there was more review by the cities and towns.

Motion by Councilor William A Andrews. Seconded by Councilor Margaret L. Dudley. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

Further Discussion: The Town Council reviewed Senate Bill 2006 ĳV S3050, Sub A, An Act relating to taxation ĳV property tax. There was

discussion that, while there is no objection to a cap on property tax increases per se, there are areas such as state mandates, limits on school spending, the growth of population and economic development that must be addressed.

VOTED to support the following resolution and to send the resolution to other Rhode Island communities for their support:

BURRILLVILLE TOWN COUNCIL RESOLUTION

SUPPORTING THE GENERAL CONCEPT OF REAL ESTATE PROPERTY TAX RELIEF, INCLUDING THE CONCEPTS OF LIMITING BY PERCENTAGE THE TAX RATE OR AMOUNT A CITY OR TOWN MAY LEVY YEAR TO YEAR. AS CONDITIONS FOR SUPPORT THE TOWN COUNCIL HEREBY RESOLVES THAT:

WHEREAS, property tax relief legislation become effective only after the Governor and General Assembly fund those state laws and mandates, etc. that cause cities and towns to pass on excessive costs and expenses to local taxpayers; and

WHEREAS, school expenditures and the associated tax rate/levy be capped by the same percentage as total municipal expenditures; and

WHEREAS, repeal of the "Curoulo Act" allowing school committees to go to court to override budgetary decisions of a city or town be accomplished prior to implementation of property tax relief; and

WHEREAS, a growth formula be incorporated into the law which permits cities and towns with significant population or commercial growth increases to utilize associated tax revenue to pay for education, infrastructure and services resulting from that growth; and

WHEREAS, a city or town's debt service approved in accordance with existing law by the General Assembly and the voters of a city or town at a local election be exempted from the limits or restrictions imposed by property tax relief; and

WHEREAS, the following items, which cause cities and towns to expend funds outside normal operations and services be addressed in future years by the Governor and General Assembly: a complete reform of the state's labor laws and the makeup of the state Labor Relations Commission, the state receiving full funding for federal mandates such as "no child left behind", and address out of control costs such as pensions, health care, litigation and liability; and

WHEREAS, the Governor and General Assembly fully disclose to the citizens of the State of Rhode Island all the potential impacts to local education, public safety and the health and welfare of the people including but not limited to, future economic development and affordable housing programs, that may result from implementation of property tax relief prior to passage of legislation.

Adopted this 14th day of June 2006.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Margaret L. Dudley. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

06-146 Petition from LLD Enterprises LLC for an amendment to the Burrillville Zoning Map, Map 114, Lot 16, for consideration and scheduling of a public hearing.

VOTED to schedule a public hearing for the last meeting of July 2006.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor William A. Andrews. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

8. New Business:

06-166 VOTED to grant permission to accept the transfer of Plat 444/Lot 6 (Sherman Farm Road and Callahan School Street) from the State to the Town of Burrillville, as presented in the correspondence from the Department of Transportation.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Ronald E. Faford. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

Discussion: It was noted that the Town would be required to hire an engineer to prepare two Mylar copies of the conveyance plat map and a metes and bounds description of the property at the Town's expense.

06-167 VOTED to open the correspondence from David Brunetti, Chairman, Callahan School Building Committee, regarding bond proceeds for the Callahan School Renovation and Addition Project.

Motion by Councilor William A Andrews. Seconded by Councilor Margaret L. Dudley. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

Discussion: David Brunetti, Chairman, Callahan School Building Committee, distributed a summary of project expenses, reviewed expenditures to date and discussed the delay in the bond sale. It was noted that the bond sale had occurred on June 14, 2006. Mr. Brunetti

provided an update on the progress of the project.

VOTED to authorize the expenditure of additional funds up to \$500,000 from the Town's general treasury for the Callahan School Construction Project in advance of receiving the bond proceeds; any advances made will be repaid from the bond proceeds once they are received, as provided in Section 6 of the authorizing resolution.

Motion by Councilor Nancy F. Binns. Seconded by Councilor Margaret L. Dudley. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

06-168 VOTED to open the correspondence from Colonel Bernard E. Gannon, Chief of Police, regarding Highway Safety Awards.

Motion by Councilor Ronald E. Faford. Seconded by Councilor Jacqueline Zahn. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

Discussion: The Town Council discussed the four highway safety awards received by the Burrillville Police Department. They commended the Department on a job well done and requested that

the clerk send a letter commending the Police Department.

VOTED to receive and file.

Motion by Councilor Ronald E. Faford. Seconded by Councilor Edward F. Bonczek. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

06-169 VOTED to open the correspondence from Michael C. Wood, Town Manager, regarding equipment purchases for the Department of Public Works.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Margaret L. Dudley. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

Discussion: Michael C. Wood, Town Manager, discussed the condition of the trucks for which the administration recommended replacement, and outlined the proposal to fund the purchase through the reallocation of funds from the capital project budget. The Town Council discussed the condition of the trucks as it related to safety and the question of passing inspection.

VOTED to authorize the town Administration to reallocate \$320,000 from our capital programs for the purpose of making equipment purchases for the public works department. The capital projects affected are:

- 1) \$28,000 from Camp Dixie**
- 2) \$145,000 from Log Road**
- 3) \$147,000 from prior year (residual) capital projects**

Motion by Councilor Nancy F. Binns. Seconded by Councilor Jacqueline Zahn. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

06-170 First reading of amendment to the ordinances of the Town of Burrillville, Chapter 26-37 entitled Traffic and Motor Vehicles relative to permits for overnight parking in town owned or leased parking lots; and scheduling of a public hearing.

VOTED to schedule a public hearing for June 28, 2006.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor William A. Andrews. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

06-171 FY 2007 Operating Budget:

1) VOTED to open the correspondence from Michael C. Wood, Town Manager regarding recommended FY2006 Budget Revisions;

Motion by Councilor William A Andrews. Seconded by Councilor Jacqueline Zahn. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

Discussion: Michael C. Wood, Town Manager, discussed the financial aid numbers which had just been received, noting that the Town had received most of the aid that had been anticipated, although the state aid related to distressed communities relief had been reduced by \$26,000. Mr. Wood indicted that the current proposal would result in a tax increase of twenty-five cents per thousand valuation. Mr. Wood discussed the changes in the proposal that might reduce the projected increase; and the amount of a possible increase that could be included without affected the increase.

VOTED to increase BOSAP to \$20,000.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor

Margaret L. Dudley. The motion carried, six in favor, one opposed. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Margaret L. Dudley and Ronald E. Faford. Councilor Edward F. Bonczek voted in opposition.

MOTION to increase the Jesse M. Smith Library budget by \$20,000.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor Jacqueline Zahn. The motion failed. Voting in favor of the motion were Councilors Jacqueline Zahn, Nancy F. Binns and Margaret L. Dudley. Voting in opposition were Council President Wallace F. Lees, Councilors William A. Andrews, Edward F. Bonczek and Ronald E. Faford.

VOTED to recess at 8:18 P.M.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Margaret L. Dudley. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

Note: The Council returned to open session at 8:45 P.M.

2) VOTED to adopt a Resolution adopting the FYE June 30, 2007 Operating Budget, as follows:

BUDGET RESOLUTION [6-14-06] ¡V Fiscal Year Ending June 30, 2007

SECTION A.

That a resolution of the Town of Burrillville adopting the annual Town Budget for the 2006-2007 Fiscal Year be adopted.

Whereas, the Burrillville Town Charter provides in Article Ten for the budget process and specifically in Section 10.04 (F) for the final adoption of the Town Budget including School Operations.

And whereas, the final budget when adopted shall show a balance between authorized appropriation and anticipated receipts.

Now, therefore, be it resolved that the Town Council adopts a final budget for the 2006-2007 Fiscal Year of \$ 44,485,072. This total budget is divided into the following Sections:

(1) Total Town Operating Appropriation: \$ 9,196,057

(2) Total Town Indebtedness and Interest Appropriation:

\$ 6,078,301 **NOTE 1

(3) Total Other Transfers: \$ 179,339

(4) Total Town Capital Improvement Appropriation:

\$ 2,131,375 **NOTE 2

(5) Total School Department Appropriation: \$ 26,175,000 **NOTE 3

(6) Overlay Variance Appropriation for Tax Abatements,

Refunds and Uncollected Taxes: \$ 725,000

Total Appropriation: \$ 44,485,072

The Total Adopted Departmental Budgets as recommended by the Town Manager, and amended by the Town Council, for the 2006-2007 Fiscal Year is attached and incorporated as part of this resolution.

SECTION B.

That the Town Council hereby orders the assessment and collection of a tax on ratable real estate and tangible personal property in a sum not less than \$ 18,978,310 and not more than \$ 19,703,310, based upon current estimated assessed valuations.

The Total Revenues allocated for Town and School Expenditures are broken out as follows:

(1) Total Estimated School Department Revenues:

\$ 12,444,984 **NOTE 3

(2) Total Estimated Town Non-Property Tax Revenues:

\$ 11,811,778

(3) Total Funding Other Sources:

a. Spring Lake Fund \$ 5,000

b. Wastewater Treatment Fund 20,000

c. Debt Reduction Fund 500,000

\$ 525,000 **NOTE 1

(4) Application of General Fund Balance: \$ -0- **NOTE 2

(5) Application of

School General Fund Balance: \$ -0-

(6) Total Estimated Amount to be raised from Property Taxes:

Class I Real Estate and Tangible

Personal Property 88.85% \$ 17,506,391

Class II Motor Vehicles 11.15% 2,196,913

Subtotal Estimated Amount iV

From Property Taxes \$ 19,703,310

Total Revenues: \$ 44,485,072

Total Estimated Net Assessed Valuations:

Class I Real Estate and Tangible

Personal Property \$ 1,315,273,000

Class II Motor Vehicles \$ 54,917,000

Total Estimated Net Assessed Valuations

\$ 1,370,190,000

The Estimated Percentage of the Tax Levy to be raised from:

Class I Property is Projected to be 88.85%

Class II Property is Projected to be 11.15%

**The Total Tax Rates to raise the above percentages of the Tax Levy
are to be no greater than:**

Class I Real Estate & Tangible Personal Property \$13.30

Class II Motor Vehicle \$40.00

**Any and all revenue/receipts (prior and current fiscal year ending
2006 shall be considered to be part of the general receipts of the**

Town and shall not supplement nor increase the amount appropriated to a specific department by the Town Council. This does not apply to direct reimbursements (e.g. insurance, grants, cancelled orders).

Subsequent to the adoption of this budget by the Town Council, should State Aid be higher than anticipated, the amount will be utilized to adjust the tax rate in lieu of increasing the related appropriations for Town and School Operations.

Municipal department expenses incurred during their normal operation that will result in the over expenditure of a given municipal department's appropriation for the given year shall be balanced through transfers from the General Fund Contingency line item by the Finance Director who shall notify the Town Council of any transfer at the next Town Council meeting.

Now, therefore, be it further resolved, that the tax levy WILL NOT exceed the five and one-half percent (5.5%) annual cap as imposed by the Omnibus Property Tax Relief and Replacement Act of 1985, Chapter 44-5-2 of the General Laws of the State of Rhode Island, as amended.

Said Taxes are for ordinary expenses, the payment of Town interest and indebtedness in whole or in part, the payment of the Town's proportion of the State Tax, and for other purposes authorized by law.

The Tax Assessor having assessed and apportioned said tax on the ratable property of said Town as of the 31st day of December 2005 at Twelve o'clock midnight, according to law, and shall on completion of said assessment, date, certify and sign the same and deliver to and deposit the same in the office of the Town Clerk, on or before June 15, 2006.

The Town Clerk on receipt of said assessment, shall forthwith make a copy of the same and deliver it to the Town Treasurer/Finance Director who shall forthwith issue and affix to said copy, a warrant under his hand, directed to the Collector of Taxes of said Town, commanding him to proceed and collect said tax of the persons and estates liable therefore, said tax shall be due and payable on the 15th day of July, 2006.

Said tax may be paid in equal quarterly installments, the first installment of

25 per centum on or before the 1st day of August 2006 and the remaining installments as follows:

25 per centum on the 1st day of November 2006

25 per centum on the 1st day of February 2007

25 per centum on the 1st day of May 2007

Each installment of taxes if paid on or before the 1st day of each installment period successively and in order shall be free from any charges for interest.

If the first installment or any succeeding installment of taxes is not paid by the last day of the respective period or periods as they occur, then the whole tax or remaining unpaid balance of the tax as the case may be shall immediately become due and payable and shall carry until collected a penalty at the rate of Twelve (12) per centum per annum from August 1, 2006.

This Resolution adopting the Budget for Fiscal Year Ending June 30, 2007 will become effective July 1, 2006 unless amendments are made prior to July 1, 2006.

****NOTE 1. This budget includes utilizing funds from the Town's Debt Reduction Fund for the purpose of funding a portion of outstanding debt and the payment of related expenses and issuance costs associated with the sale of bonds as provided in Section 2-113 [d] 4 of the Town Ordinances.**

****NOTE 2.**

The Capital Portion of this budget, which does not include the use of Unreserved, Undesignated General Fund Balance, was adopted in accordance with the Town Charter Section 3.14 (j) at the Regular Council Meeting held on March 22, 2006. As such, the Capital Budget as voted on March 22, 2006, is hereby incorporated into the overall budget for fiscal year ending June 30, 2007.

****NOTE 3. The School Department Expenditure and Revenue Appropriation does not incorporate State Aid targeted for several programs including the following: Student Equity, Technology, Early Childhood, Language Investment, and Professional Development, which shall be received by the Finance Director/Town Treasurer and accounted for separately by the School Department.**

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Margaret L. Dudley. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

3) Resolution adopting the Extended Care Program FYE June 30, 2007 Operating Budget, as follows:

RESOLUTION

The Town Council has previously established by ordinance an Extended Care Program within the Recreation Department. The ordinance requires the program to be self supporting. The Extended Care Program request for funding for the fiscal year beginning July 1, 2006 is \$397,800.00 based on expected revenue of \$400,000.00. The sum of \$397,800.00 is hereby appropriated subject to program

receipts or grants totaling \$400,000.00. To the extent receipts fall short of projected revenue, the appropriation is reduced to equal revenue receipts unless otherwise voted by the Town Council.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor William A. Andrews. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

06-172 VOTED to open discussion of a resolution establishing a vocational school program revolving fund.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Margaret L. Dudley. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

VOTED to adopt a resolution establishing a vocational school program revolving fund, as follows:

RESOLUTION ESTABLISHING

A VOCATIONAL SCHOOL PROGRAM REVOLVING FUND

The Finance Director is hereby authorized to establish a § Vocational

School Program Revolving Fund_i” for the use of the School Department.

(1) Purpose: This Fund is established to allow the School Department to segregate funds received and expended for its Vocational School Program from its operating budget.

(2) Receipts: The School Department may direct that funds appropriated to the School Department operating funds be transferred to the Revolving Fund. In addition, all tuition revenues, grants and other revenue received for vocational services shall be deposited into the Fund.

(3) Disbursement: Money shall be disbursed from the Fund upon receipt by the Treasurer_i's Office upon properly documented vouchers from the School Department to the extent that monies are available in the Fund.

(4) Advancements: The School Department may advance funds to the Revolving Fund and request a refund at a later date when funds are available.

(5) Unexpended Funds: All funds not expended from the Fund shall remain in the Fund to be used for future expenditures chargeable to the Fund. In the event that the Vocational School Program Revolving Fund is terminated, any remaining unencumbered funds shall be

transferred to the School Department.

(6) Operating Procedures: The Finance Director or his designee may establish procedures to govern the operation of the Fund.

(7) Expiration Date: The Vocational School Program Revolving Fund authorization will expire June 30, 2007, unless extended by resolution of the Town Council.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Margaret L. Dudley. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

06-173 VOTED to adopt a resolution establishing an adult education program revolving fund, as follows:

RESOLUTION ESTABLISHING

AN ADULT EDUCATION PROGRAM REVOLVING FUND

The Finance Director is hereby authorized to establish an "Adult Education Program Revolving Fund" for the use of the School Department.

(1) Purpose: This Fund is established to allow the School Department

to segregate funds received and expended for its Adult Education Program from its operating budget.

(2) Receipts: The School Department may direct that funds appropriated to the School Department operating funds be transferred to the Revolving Fund. In addition, all tuition revenues, grants and other revenue received for adult education programs shall be deposited into the Fund.

(3) Disbursement: Money shall be disbursed from the Fund upon receipt by the Treasurer's Office upon properly documented vouchers from the School Department to the extent that monies are available in the Fund.

(4) Advancements: The School Department may advance funds to the Revolving Fund and request a refund at a later date when funds are available.

(5) Unexpended Funds: All funds not expended from the Fund shall remain in the Fund to be used for future expenditures chargeable to the Fund. In the event that the Adult Education Program Revolving Fund is terminated, any remaining unencumbered funds shall be transferred to the School Department.

(6) Operating Procedures: The Finance Director or his designee may establish procedures to govern the operation of the Fund.

(7) Expiration Date: The Adult Education Program Revolving Fund authorization will expire June 30, 2007, unless extended by resolution of the Town Council.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Margaret L. Dudley. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

06-174 VOTED to adopt a resolution establishing a summer school revolving fund, as follows:

**RESOLUTION ESTABLISHING
A SUMMER SCHOOL REVOLVING FUND**

The Finance Director is hereby authorized to establish a "Summer School Revolving Fund" for the benefit of the School Department's Summer School Program.

(1) Purpose: This Fund is established to allow the School Department to segregate funds received and expended for the operation of the Summer School Program from its operating budget.

(2) Receipts: All revenues from tuition, grants, or other funds received in connection with the Summer School Program shall be deposited in the Fund.

(3) Disbursements: Money shall be disbursed from the Fund upon receipt by the Treasurer's Office upon properly documented vouchers from the School Department to the extent that monies are available in the Fund.

(4) Advancements: The School Department may advance funds to the Revolving Fund and request a refund at a later date when funds are available.

(5) Unexpended Funds: All funds not expended from the Fund shall remain in the Fund to be used for future expenditures chargeable to the Fund. In the event that the Summer School Revolving Fund is terminated, any remaining unencumbered funds shall be transferred to the School Department.

(6) Operating Procedures: The Finance Director or his designee may establish procedures to govern the operation of the Fund.

(7) Expiration Date: The Summer School Program Revolving Fund authorization will expire June 30, 2007, unless extended by resolution of the Town Council.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Nancy F. Binns. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

06-175 MOTION to award bids for Workers' Compensation Insurance and Property & Liability Insurance.

VOTED to award the purchase of Workers' Compensation Insurance to the Rhode Island Interlocal Risk Management Trust [TRUST] at a bid price of \$134,930.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Nancy F. Binns. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

VOTED to award the purchase of Property and Liability Insurance to the Rhode Island Interlocal Risk Management Trust [TRUST] at a bid price of \$123,026.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Margaret L. Dudley. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors

Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

06-176 VOTED to grant the request of Robert B. Bryant that the Town accept the Susie Brooks Pennington Bryant Cemetery lot in the Riverside Cemetery for perpetual care.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor William A. Andrews. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

06-177 VOTED to refer to the Screening Subcommittee the application from David A. Brunetti for reappointment to the BEC Board of Directors.

Motion by Councilor Nancy F. Binns. Seconded by Councilor Margaret L. Dudley. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

06-178 VOTED to refer to the Screening Subcommittee the application from Dave VanDyke for reappointment to the BEC Board of Directors.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Margaret L. Dudley. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

06-179 VOTED to accept the resignation of Councilor Margaret L. Dudley from the Board of Administration.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Ronald E. Faford. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

06-180 VOTED to authorize Louise R. Phaneuf, Town Clerk, to pay \$30.00 to Alice Florist from the Austin T. Levy Memorial Fund.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Nancy F. Binns. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

9. Town Clerk/Communication:

06-181 VOTED to receive and file, with thanks, the correspondence from Rep. Raymond C. Church regarding his support of Council recommendations on certain legislation.

Motion by Councilor William A. Andrews. Seconded by Councilor Jacqueline Zahn. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

06-182 VOTED to receive and file the press release from the Bicentennial Commission regarding the award of \$10,000 from the Levy Foundation in memory of Louis Bleiweis for the Bicentennial Parade.

Motion by Councilor William A. Andrews. Seconded by Councilor Jacqueline Zahn. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

06-183 VOTED to receive and file the correspondence from HousingWorksRI thanking the Town Council for their endorsement of the Housing Works RI policy platform.

Motion by Councilor Nancy F. Binns. Seconded by Councilor Ronald

E. Faford. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

06-184 VOTED to receive and file the correspondence from Blackstone Valley Tourism Council regarding their receipt of the "Ulysses Prize to Innovators in Tourism".

Motion by Councilor Nancy F. Binns. Seconded by Councilor Margaret L. Dudley. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

06-185 VOTED to receive and file the correspondence from the Charlestown Town Council regarding their support of House Bill H 7280, An Act Relating to Statutes and Statutory Construction "V Publication and Distribution of Acts.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Nancy F. Binns. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

06-186 VOTED to receive and file the correspondence form the New Shoreham Town Council regarding their support of House Bill 2006 jV H 6806, An Act Relating to Education jV Foundation Level School Support.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Margaret L. Dudley. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

06-187 VOTED to support the Charlestown Town Council resolution regarding their opposition to the Providence Tax Plan.

Motion by Councilor William A. Andrews. Seconded by Councilor Edward F. Bonczek. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

06-188 VOTED to receive and file the resolutions of the Providence City Council regarding their:

fÜ Support of S 2059, An Act Relating to State Affairs and Government

fÜ Support of S 2029, An Act Relating to Public Utilities

fÜ Opposition to H 7280, An Act Relating to Statutes and Statutory

Construction

fÜ Support of S 2135, An Act Relating to Education

fÜ Support of H 7259, A Resolution supporting a nationwide boycott of petroleum-based products from the Exxon Mobile Corp.

fÜ Support of H 6806, An Act Relating to Education ;V Foundation Level School

fÜ Resolution in support of a Joint Pension Review Committee

Motion by Councilor Margaret L. Dudley. Seconded by Councilor Nancy F. Binns. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

10. Additional New Business:

06-189 VOTED to grant the request for Executive Session from Michael C. Wood, Town Manager, pursuant to Rhode Island Open Meeting Law [42-46-5 (a)(2)] for discussions relating to litigation matters and [42-46-5 (a)(5)] for review, discussion and considerations related to the acquisition, sale and exchange of real property.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Margaret L. Dudley. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F.

Bonczek, Margaret L. Dudley and Ronald E. Faford.

The Council returned to open session at 9:30 P.M.

VOTED to seal the minutes of executive session, noting that three votes had been taken.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Margaret L. Dudley. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

VOTED to adjourn at 9:30 P.M.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Margaret L. Dudley. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Edward F. Bonczek, Margaret L. Dudley and Ronald E. Faford.

Louise R. Phaneuf, Town Clerk